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	NAME	FAX	PHONE
TO:	M/S: Amendment Commissioner for Patents	703-872-9306	

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FROM:	Maritza D. Kidd maritza.kidd@bingham.com	(650) 849-4800	(650) 849-4481
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PAGES: (INCLUDING THIS COVER PAGE): 9

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RE: Amendment and Response Appl S/N: 10/726,336

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MESSAGE:

PLEASE DELIVER TO EXAMINER **Zandra Smith**

Re: US Application Serial No. 10/726,336

I hereby certify that a Response to Non-Compliant Amendment (7 pages); and transmittal (1 pages) is being submitted to the United States Patent and Trademark Office on the date above. Please confirm receipt via facsimile. Thank you.


 Maritza Kidd

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Timekeeper No:	23258	Client/Matter No:		DATE/TIME STAMP
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PA/S2156988.1

APR 25 2005

Docket 2024738-7030163001
CYM-032CON (11.015012)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

David J. Zahniser, et al

Serial No.: 10/726,336

Filed: December 1, 2003

For: CYTOLOGICAL IMAGING SYSTEM
AND METHOD

Group Art Unit: 2877

Confirmation No.: 5486

Examiner: Zandra Smith

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

Transmitted herewith in response to notice of Non-Compliant Amendment, mailed on April 11, 2005, is a Response to Non-Compliant Amendment (7 pages), and transmittal (1 page) for the above-identified application, are the following:

Respectfully submitted,
BINGHAM McCUTCHEN LLP

Dated:

4/25/05

By:

David T. Burse

David T. Burse
Reg. No. 37,104BINGHAM McCUTCHEN LLP
Three Embarcadero, Suite 1800
San Francisco, CA 94111-4067
(650) 849-4824CERTIFICATE OF FACSIMILE TRANSMISSION
(37 C.F.R. §1.6 (d))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being transmitted via fax on the date shown below to U.S. Patent and Trademark's fax number at: (703) 872-9306 addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

April 25, 2005
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CENTRAL FAX CENTERDocket 2024738-7030163001
APR 25 2005 CYM-032CON (11.015012)

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David J. Zahniser, et al

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) Group Art Unit: 2877

) Confirmation No.: 5486

) Examiner: Zandra Smith

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENTCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office communication mailed April 11, 2005, Applicant hereby resubmits the section of the amendment document required under § 1.121(h).